

10328 PINEHURST AVE.  
OMAHA, NEBRASKA 68124

August 27, 2001

Assistant Commissioner  
for Patents  
Patent & Trademark Office  
Washington, D.C. 20231

RE: APPLICATION OF TIWALD TITLED "METHOD FOR EVALUATING COMPLEX  
REFRACTIVE INDICIES UTILIZING IR RANGE ELLIPSOMETRY";  
SERIAL NO.: 09/888,598;  
FILING DATE: 06/25/01  
PRELIM ART UNIT: 2877.

Dear Sir;

I am in receipt of a "Notice to File Corrected Application Papers", dated 08/23/01, regarding the identified Application.

While the Notice is vague regarding exactly what is requested, a look at the file has determined that Fig. 10a was erroneously labeled 10b, with the result being that there are two Figs. labeled 10b. It is believed that this is the problem to be corrected at this time.

In Response, please find accompanying a New Page of Figures with Figs. 10a and 10b thereupon labeled properly.

If any additional changes are intended, it is believed that the proper forum for such would be an Examiner Action, as accompanying change would be required in the Specification to then bring the Drawings and Specification into Agreement.

Please advise if additional change is intended at this time.

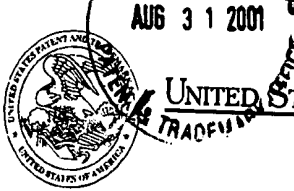
If I do not receive additional Notice, I will assume this Response is sufficient to meet the present requirements.

Sincerely,

JAMES D. WELCH

/JW/hs

enc. New Figs. 10a and 10b, plus copies of other Drawings.



AUG 31 2001

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/888,598	06/25/2001	Thomas E. Tiwald	

JAMES D. WELCH  
10328 PINEHURST AVE.  
OMAHA, NE 68124

CONFIRMATION NO. 1363

## FORMALITIES LETTER



\*OC000000006462631\*

Date Mailed: 08/23/2001

## NOTICE TO FILE CORRECTED APPLICATION PAPERS


*Filing Date Granted*

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - more than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English alphabet (A, B, etc.)(see 37 CFR 1.84(u)(1));

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE